

SB2937



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

SB2937

Introduced 2/1/2012, by Sen. Pamela J. Althoff

SYNOPSIS AS INTRODUCED:

70 ILCS 3610/2
70 ILCS 3610/3

from Ch. 111 2/3, par. 352
from Ch. 111 2/3, par. 353

Amends the Local Mass Transit District Act. Creates the Northwest Metra Commuter Rail District. Provides that the Northwest Metra Commuter Rail District shall include all municipalities located within McHenry County.

LRB097 16518 KMW 61687 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning local government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Local Mass Transit District Act is amended
5 by changing Sections 2 and 3 as follows:

6 (70 ILCS 3610/2) (from Ch. 111 2/3, par. 352)

7 Sec. 2. Definitions. For the purposes of this Act:

8 (a) "Mass transit facility" means any local public
9 transportation facility, whether buses, trolley-buses, or
10 railway systems, utilized by a substantial number of persons
11 for their daily transportation, and includes not only the local
12 public transportation facility itself but ancillary and
13 supporting facilities such as, for example, motor vehicle
14 parking facilities, as well.

15 (b) "Participating municipality and county" means the
16 municipality or municipalities, county or counties creating
17 the local Mass Transit District pursuant to Section 3 of this
18 Act.

19 (c) "Municipality" means a city, village, township, or
20 incorporated town.

21 (d) "Corporate authorities" means (1) the city council or
22 similar body of a city, (2) the board of trustees or similar
23 body of a village or incorporated town, (3) the council of a

1 municipality under the commission form of municipal
2 government, and (4) the board of trustees in a township.

3 (e) "County board" means the governing board of a county.

4 (f) "District" means a local Mass Transit District created
5 pursuant to Section 3 of this Act.

6 (g) "Board" means the Board of Trustees of a local Mass
7 Transit District created pursuant to Section 3 of this Act.

8 (h) "Interstate transportation authority" shall mean any
9 political subdivision created by compact between this State and
10 another state, which is a body corporate and politic and a
11 political subdivision of both contracting states, and which
12 operates a public mass transportation system.

13 (i) "Metro East Mass Transit District" means one or more
14 local mass transit districts created pursuant to this Act,
15 composed only of Madison, St. Clair or Monroe Counties, or any
16 combination thereof or any territory annexed to such district.

17 (j) "Public mass transportation system" shall mean a
18 transportation system or systems owned and operated by an
19 interstate transportation authority, a municipality, District,
20 or other public or private authority, employing motor busses,
21 rails or any other means of conveyance, by whatsoever type or
22 power, operated for public use in the conveyance of persons,
23 mainly providing local transportation service within an
24 interstate transportation district, municipality, or county.

25 (k) "Southeast Commuter Rail Transit District" means one or
26 more local mass transit districts created pursuant to this Act,

1 composed only of municipalities located within Cook County or
2 Will County, or both, or any territory annexed to such
3 district.

4 (1) "Northwest Metra Commuter Rail District" means one or
5 more local mass transit districts created pursuant to this Act,
6 composed only of municipalities located within McHenry County,
7 or any territory annexed to such district.

8 (Source: P.A. 95-331, eff. 8-21-07; 96-1542, eff. 3-8-11.)

9 (70 ILCS 3610/3) (from Ch. 111 2/3, par. 353)

10 Sec. 3. Creation of a district. For the purpose of
11 acquiring, constructing, owning, operating and maintaining
12 mass transit facilities for public service or subsidizing the
13 operation thereof a local Mass Transit District may be created,
14 composed of one or more municipalities or one or more counties
15 or any combination thereof, by ordinance approved by a majority
16 vote of the corporate authorities or by resolution approved by
17 a majority vote of the county board of each participating
18 municipality and county. A Metro East Mass Transit District
19 created by one or more counties shall include: (1) those
20 townships which were served by regularly scheduled mass transit
21 routes operated by an interstate transportation authority on
22 June 1, 1980; (2) in the case of a county without townships,
23 any municipality or unincorporated portion of a road district
24 which was served by regularly scheduled mass transit routes
25 operated by an interstate transportation authority on June 1,

1 1980; (3) any other townships or municipalities whose
2 participation is approved by ordinance adopted by a majority
3 vote of their Board of Trustees or corporate authorities; plus
4 (4) in the case of a county without townships, the
5 unincorporated portion of any road district, the participation
6 of which is approved by an ordinance adopted by a majority vote
7 of the Board of Commissioners of the county in which it is
8 located. Such District shall be known as the "... Mass Transit
9 District", inserting all or any significant part of the name or
10 names of the municipality or the county, or both, creating the
11 District, or a name descriptive of the area to be served if the
12 District is created by more than one municipality, more than
13 one county, or any combination thereof. A Southeast Commuter
14 Rail Transit District shall include: the Village of Crete, the
15 Village of Steger, the Village of South Chicago Heights, the
16 City of Chicago Heights, the Village of Glenwood, the Village
17 of Thornton, the Village of South Holland, the Village of
18 Dolton, the City of Calumet City, the Village of Lansing, and
19 the Village of Lynwood. A Northwest Metra Commuter Rail
20 District shall include all municipalities located within
21 McHenry County.

22 The District created pursuant to this Act shall be a
23 municipal corporation and shall have the right of eminent
24 domain to acquire private property which is necessary for the
25 purposes of the District, and shall have the power to contract
26 for public mass transportation with an Interstate

1 Transportation Authority.

2 Upon the creation of any District, the clerk of the
3 municipality or of the county, or the clerks of the several
4 municipalities or counties, as the case may be, shall certify a
5 copy of the ordinance or resolution creating the District, and
6 the names of the persons first appointed Trustees thereof, and
7 shall file the same with the county clerk for recording as
8 certificates of incorporation and the county clerk shall cause
9 duplicate certified copies thereof to be filed with the
10 Secretary of State.

11 (Source: P.A. 96-1542, eff. 3-8-11.)